

PATENT
DOCKET 6339

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Janie McKittrick

Serial No.: 09/073,643

Filed: May 6, 1998

Group Art Unit: 3671

Title: GARDEN TOOL HAVING
ENHANCED LEVERAGE

Examiner: H. Shackelford

Petition for Revival of an Application for Patent
Abandoned Unintentionally Under 37 CFR §1.137(b)

Assistant Commissioner for Patents
Box DAC
Washington D.C. 20231

Dear Sir:

Applicant hereby petitions for the revival of the above-identified patent application which was unintentionally abandoned under 37 CFR §1.137(b).

1. This application became abandoned on July 21, 1999 for failure to respond to the final Office Action mailed April 21, 1999.

2. The entire delay from the due date for the response to the April 21, 1999 Office Action until the filing of a grantable petition under 37 CFR 1.37(b)(3) was unintentional.

3. The proposed response:
 - has been filed.
 - is attached.

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OFFICE OF PETITIONS

- The response is the filing of a Continued Prosecution Application Under 37 CFR §1.53(d) application having an express abandonment conditioned on the granting of a filing date to the continuing application copending with this application, and a preliminary amendment.

4. Fee under 37 CFR 1.17(m):

- Small business entity—fee \$605.00
 - A verified statement is attached.
 - A verified statement was filed in the subject application.
- Other than small entity—fee \$1,210.00

5. Payment of fee:

- Enclosed please find a check in the amount of \$950.00 (\$605.00 for payment of the fee under 37 CFR 1.17(M) and \$345.00 for payment of the filing fee for the accompanying Continuing Prosecution Application).
- Charge Deposit Account 04-1420 for any additional fee(s) required.
- Charge Deposit Account 04-1420 the sum of \$_____ .00. A duplicate of this petition is attached.

6. Verification

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like

so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Respectfully submitted,
Janie McKittrick

Date: Sept. 7, 2000

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